

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK**

JUDGMENT IN A CIVIL CASE

LAWRENCE RUSTON and JANET RUSTON

VS.

CASE NUMBER: 5:06-CV-927 (FJS/GHL)

**THE TOWN BOARD FOR THE TOWN OF SKANEATELES; PAUL "BILL" PAVLUS;
THADDEUS ASTEMBORSKI; BARBARA SPAIN; DAVID G. LAXTON; THEODORE
MURDICK; THE PLANNING BOARD FOR THE TOWN OF SKANEATELES; MARK
TUCKER; JOSEPH SOUTHERN; KENNETH JONES; ALAN BRIGGS; LEWIS
WELLINGTON; DESSA BERGEN; ROBERT LOTKOWICTZ; and THE VILLAGE OF
SKANEATELES**

Decision by Court. This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS ORDERED AND ADJUDGED

That Village Defendants' motion to dismiss is **GRANTED**; and the Court further Orders, that the Town Defendants' motion to dismiss is **GRANTED**; and the Court further Orders that Plaintiffs' federal claims are **DISMISSED WITH PREJUDICE**; and the Court further Orders that Plaintiff's state-law claim is **DISMISSED WITHOUT PREJUDICE** pursuant to 28 U.S.C. § 1367(c)(3). Judgment is hereby entered in favor of the defendants'.

All of the above pursuant to the order of the Honorable Judge Frederick J. Scullin, dated the 30th day of September, 2009.

DATED: September 30, 2009


Clerk of Court

s/

Joanne Bleskoski
Deputy Clerk